



December 6, 2018

Ms. Jeanne Eckhart – Environmental Scientist
U.S. Environmental Protection Agency, Region 6
Enforcement Division/Water Resources Section
1445 Ross Avenue, Suite 1200
Mail Code 6EN-WR
Dallas, TX 75202

RE: Polk Operating, LLC
Polk R3 Facility Ryan, Oklahoma
Facility Number: OKU000778
Docket Number: CWA-06-2019-1707

Ms. Eckhart,

Polk Operating, LLC respectfully submits this information verifying compliance and describing actions taken to prevent future discharges, pursuant to the Compliance Order Docket Number: CWA-06-2019-1707 regarding the EPA inspection on March 28, 2018 of our Oklahoma Facility identified above.

As requested in item number 9 section d. of the Administrative Order, We verify the following information is correct:

Polk Operating, LLC
1121 N. Hwy 59
Bowie, TX 76230-1271
Mickey Polk

If you have any questions or require additional information, please contact me at via e-mail at mpolk@polkoperating.com.

Sincerely,

Mickey Polk
Polk Operating, LLC.

CERTIFICATION OF COMPLIANCE SECTION 309 (A)(3) COMPLIANCE ORDER

CERTIFICATION OF COMPLIANCE

SECTION 309(a)(3) COMPLIANCE ORDER

I certify under penalty of law that Polk Operating, LLC has taken action in accordance with the requirements of Order Docket Number: CWA-06-2019-1707; as set forth below.

- a. Any continued discharge of pollutants is unauthorized and must cease immediately;
- b. Remove all pollutants from the flow paths located between the point of discharge and the point of entry into the tributary of Red Creek; and
- c. Remove sufficient amounts of pollutants from the tributary of Red Creek, which were discharged from the facility on or about March 28, 2018, so that the TDS in the tributary downstream of the discharge is at or below background TDS levels.
- d. Within thirty (30) days of the effective date of this Order Respondent shall provide a written certification including photographs, in-stream salinity, conductivity, or total dissolved solids measurements, manifests, work orders, and/or receipts to document how discharges and the removal of pollutants have been properly addressed. Please verify in the certification that the company name, mailing address and name of the authorized signatory for the company are correct.
- e. Within thirty (30) days of the effective date of this Order, Respondent shall develop and submit to EPA a Pollution Prevention Plan to prevent similar occurrences.

I further certify that we have taken steps, including the implementation of a Pollution Prevention Plan to prevent any future occurrences and ensure we remain in compliance.

Digitally signed by Mickey Polk

Mickey D. Polk, Managing Member

12/6/18

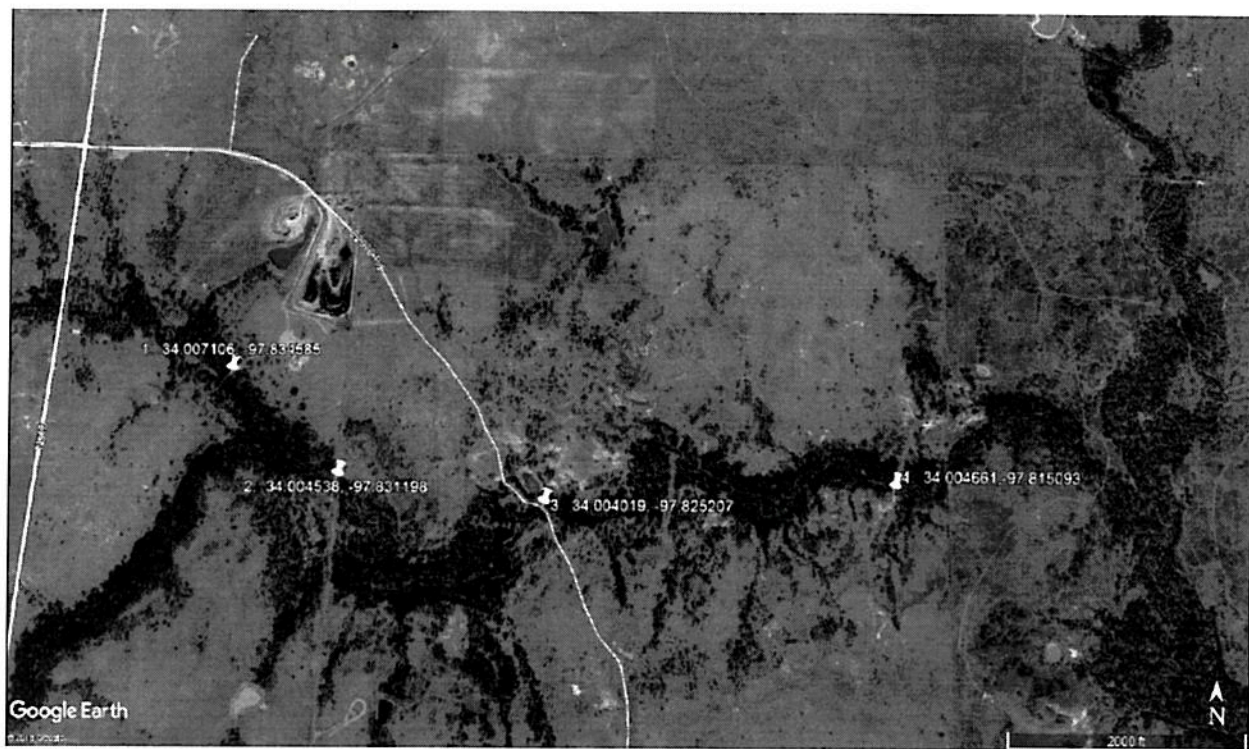
Date

Verification of Compliance

On November 28, 2018, utilizing a properly calibrated YSI Model 30 testing instrument, we have documented compliance by photographing and testing the in-stream salinity of the locations identified.

Note: The YSI Model 30 testing instrument displays the salinity parameter in parts per thousand (ppt) we also show the ppt value conversion to parts per million (ppm) for ease of reference.

Test locations identified



The locations are identified by latitude and longitude and numbered from 1 to 4 from West to East, with number 1 being upstream from the facility numbers 2 and 3 in the natural flow path and number 4 being the point of entry into the tributary of Red Creek.

Location #1 - Upstream

Latitude: 34.007106 and Longitude: -97.834585



November 28, 2018

Salinity reading 0.6 ppt / 600 ppm

Location #2 – South of Facility by fence

Latitude: 34.004538 and Longitude: -97.831198



November 28, 2018

Salinity reading 0.6 ppt / 600 ppm

Location #3 – At cement crossing

Latitude: 34.004019 and Longitude: -97.825207



November 28, 2018

Salinity reading 0.5 ppt / 500 ppm

Location #4 – At point of entry into the tributary of Red Creek

Latitude: 34.004661 and Longitude: -97.815093



November 28, 2018

Salinity reading 0.5 ppt / 500 ppm

Pollution Prevention Plan

Addendum A

We have incorporated this Pollution Prevention Plan addressing the problem identified in the March 28, 2018 EPA inspection report as Addendum A to the existing Pollution Prevention Plan for the facility.

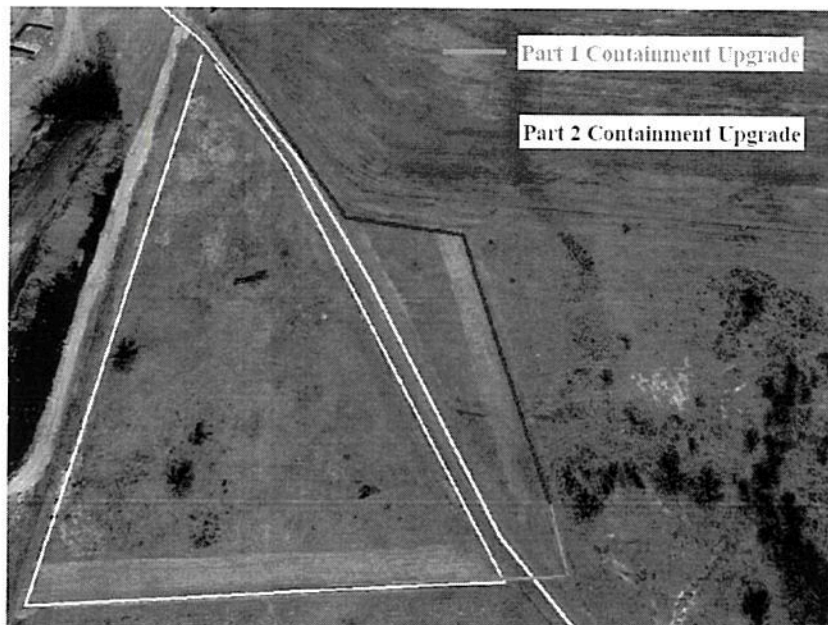
Part 1 of our plan to address the problem identified in the March 28, 2018 EPA inspection report:

- Increase the containment dike size along the south east portion of the facility
- Construct a containment dike across the road and continuing east beyond the road
- Extending from the point east of the road to the north

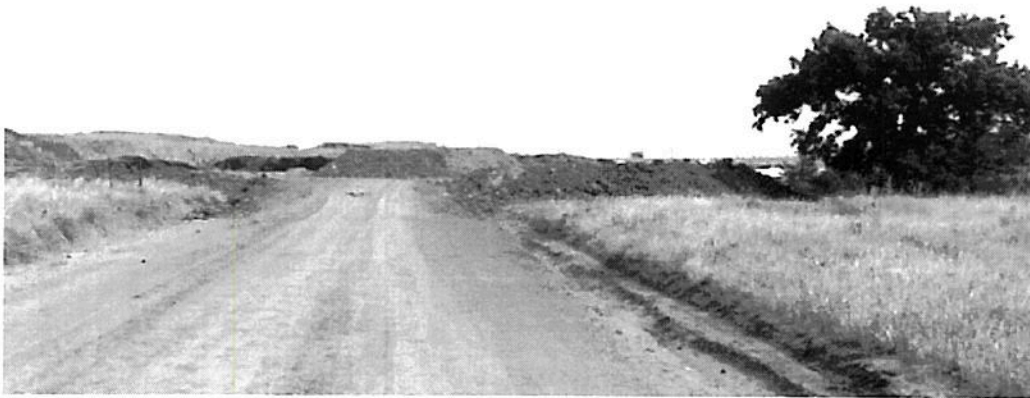
While the Part 1 Containment Upgrade would provide containment from any contact water from exiting the facility, we would also be collecting non-contact rain water that naturally flows from north to south and then down the north side road ditch within the containment area. The result would be routing good clean rainwater into the containment area which would be a waste of natural resources and would require much more contained water be hauled to our commercial SWD in Texas.

Accordingly we determined it would be best to include our Part 2 Containment Upgrade as identified below.

We have extended the containment dike on the east side of the road to the north/west which will keep the non-contact rain water from getting to the road and being combined in our containment of the facility. It will prevent the waste of the natural resource and keep the clean rain water flowing in its natural path and prevent additional water being contained that would have to be hauled off.



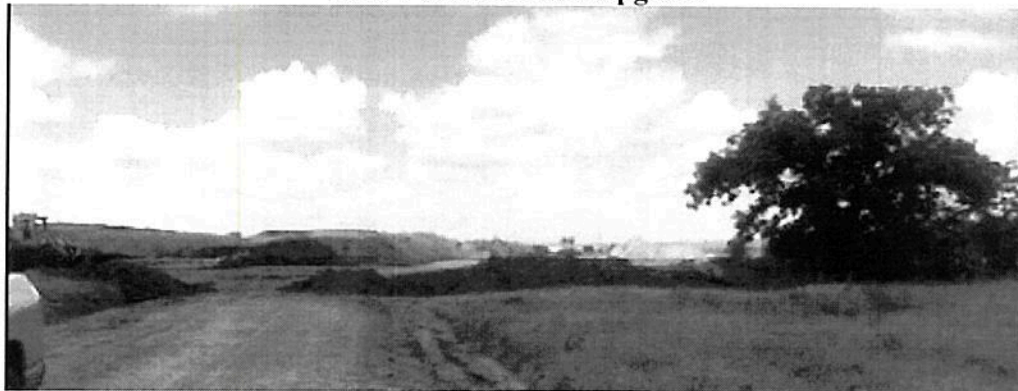
Part 1 Containment Upgrade



Part 1 Containment Upgrade



Part 1 Containment Upgrade



Part 2 Containment Upgrade

